



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Donnelly, et al.

Serial No.: 09/835,694 Case No.: 18972PCA

Art Unit: 1636

Filed: April 16, 2001

Examiner:

Garvey, Tara L.

For: NUCLEIC ACID VACCINES AGAINST HUMAN
INFLUENZA VIRUS (As amended herein)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8(a)

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MERCK & CO., INC.

BY:

DATE:

AMENDMENT, 37 C.F.R. § 1.114

Sir:

In response to (i) the final Office Action mailed 27 July 2005; and, (ii) the concurrent entry of a Request for Continued Examination (RCE) in regard to the above-identified application, please enter the following amendments and consider the following remarks. A Petition to Extend Time under 37 C.F.R. § 1.136(a) for two (2) months for responding to this final outstanding Office Action and entry of this RCE, up to and including 27 December 2005, is enclosed. Please charge the two month extension fee, as a large entity, to Deposit Account No. 13-2755. In the event any additional extension of time is required, please treat this paper as a request under 37 C.F.R. § 1.136(a) to extend the time as required, and charge Deposit Account No. 13-2755 the appropriate fee as a large entity. Please credit any overpayment or charge any fee deficiency to Deposit Account No. 13-2755

Amendment to and Listing of the Claims begins on page 3 of this paper.

Amendments to the Specification begin on page 5 of this paper.

Amendments to the Drawings – None.

Remarks begin on page 6 of this paper.